PATENT COOPERATION TREATY

From the INTERNATIONAL PRELIMINARY EXAMINING AUTHORITY

SCANNED

AUG 3 0 2005

PCT INITIAL 70 3300 PC

To:
MAGNA INTERNATIONAL INC. ET AL
337 Magna Drive
AURORA, Ontario
Canada, L4G 7K1

NOTIFICATION OF TRANSMITTAL OF INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY (Chapter II of the Patent Cooperation Treaty)

(PCT Rule 71.1)

Date of mailing (day/month/year)

26 August 2005 (26-08-2005)

Applicant's or agent's file reference 20826/309534

IMPORTANT NOTIFICATION

International application No. PCT/IB2004/002528

International filing date (day/month/year) 06 August 2004 (06-08-2004)

Priority date (day/month/year) 12 August 2003 (12-08-2003)

Applicant

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MAGNA INTERNATIONAL INC. ET AL

- 1. The applicant is hereby notified that this International Preliminary Examining Authority transmits herewith the international preliminary report on patentability and its annexes, if any, established on the international application.
- 2. A copy of the report and its annexes, if any, is being transmitted to the International Bureau for communication to all the elected Offices.
- 3. Where required by any of the elected Offices, the International Bureau will prepare an English translation of the report (but not of any annexes) and will transmit such translation to those Offices.

4. REMINDER

The applicant must enter the national phase before each elected Office by performing certain acts (filing translations and paying national fees) within 30 months from the priority date (or later in some Offices) (Article 39(1)) (see also the reminder sent by the International Bureau with Form PCT/IB/301).

Where a translation of the international application must be furnished to an elected Office, that translation must contain a translation of any annexes to the international preliminary report on patentability. It is the applicant's responsibility to prepare and furnish such translation directly to each elected Office concerned.

For further details on the applicable time limits and requirements of the elected Offices, see Volume II of the PCT Applicant's Guide.

The applicant's attention is drawn to Article 33(5), which provides that the criteria of novelty, inventive step and industrial applicability described in Article 33(2) to (4) merely serve the purposes of international preliminary examination and that "any Contracting State may apply additional or different criteria for the purposes of deciding whether, in that State, the claimed invention is patentable or not" (see also Article 27(5)). Such additional criteria may relate, for example, to exemptions from patentability, requirements for enabling disclosure, clarity and support for the claims.

Name and mailing address of the IPEA/CA Canadian Intellectual Property Office Place du Portage I, C114 - 1st Floor, Box PCT 50 Victoria Street

Gatineau, Quebec K1A 0C9 Facsimile No.: 001(819)953-2476 Authorized officer

Sophie Nadeau (819) 953-1736

Form PCT/IPEA/416 (January 2004)

PATENT COOPERATION TREATY

INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY (Chapter II of the Patent Cooperation Treaty)

(PCT Article 36 and Rule 70)

Applicant's or agent's file reference 20826/309534	FOR FURTHER A	CTION	See Form PCT/IPEA/416	
International application No. PCT/IB2004/002528	International filing of 06 August 2004 (0	late (day/month/year) 16-08-2004)	Priority date (day/month/year) 12 August 2003 (12-08-2003)	
International Patent Classification (IPC) or national classification and IPC IPC(7): B23K 26/20, B23K 26/16, B23K 26/32				
Applicant MAGNA INTERNATIONAL INC. ET AL				
 This report is the international preliminary examination report, established by this International Preliminary Examining Authority under Article 35 and transmitted to the applicant according to Article 36. 				
2. This REPORT consists of a total of	4 sheets, include	ling this cover sheet.		
3. This report is also accompanied by AN	NEXES, comprising:			
a. [] (sent to the applicant and	to the International E	Sureau) a total of	sheets, as follows:	
[] sheets of the description, claims and/or drawings which have been amended and are the basis of this report and/or sheets containing rectifications authorized by this Authority (see Rule 70.16 and Section 607 of the Administrative Instructions).				
goes beyond the	[] sheets which supersede earlier sheets, but which this Authority considers contain an amendment that goes beyond the disclosure in the international application as filed, as indicated in item 4 of Box No. 1 and the Supplemental Box.			
b. [] (sent to the International	Bureau only) a total o	f (indicate type and number of	of electronic carrier(s))	
	•	-	es related thereto, in électronic	
form only, as indicated in Instructions).	form only, as indicated in the Supplemental Box Relating to Sequence Listing (see Section 802 of the Administrative Instructions).			
4. This report contains indications relating	g to the following item	ıs:		
[X] Box No.I Basis of the repo	rt			
[] Box No. II Priority				
	•	ard to novelty, inventive step	and industrial applicability	
	[] Box No. IV Lack of unity of invention			
	[X] Box No. V Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability;			
citations and explanations supporting such statement [] Box No. VI Certain documents cited				
		lication		
	[] Box No. VII Certain defects in the international application [X] Box No. VIII Certain observations on the international application			
	The state of the s			
Date of submission of the demand 15 March 2005 (15-03-	2005)	Date of completion of this 25 August 2005 (25-08-20		
Name and mailing address of the IPEA/CA Canadian Intellectual Property Office	\	Authorized officer		
Place du Portage I, C114 - 1st Floor, Box 50 Victoria Street Gatineau, Quebec K1A 0C9 Facsimile No.: 001(819)953-2476	PCT	Hoan Hu	ıynh (819) 934-3467	

INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY

International application No. PCT/IB2004/002528

Bo	x No.	I]	Basis of the	report				
1.	With	h reg	gard to the lai	nguage, this rep	port is based on	:		
	[X]	the	internationa	l application in	the language in	which it was filed		
	[]	a tr	anslation of	the internationa	al application in	to		, which is the language of a
		tra	nslation furni	ished for the pu	rposes of:			
		[] internatio	onal search (Rul	es 12.3(a) and 2	3.1(b))		
		[] publication	on of the interna	ational applicati	on (Rule 12.4(a))		
		[] internation	nal preliminary	examination (F	Rules 55.2(a) and/or 55.3(a))	٠	
2.	the i	recei exed	ving Office in to this repor	n response to a	n invitation und	er Article 14 are referred to i	on (replacement she in this report as "or	ets which have been furnished to riginally filed" and are not
	[X]		description:		originally inco			
	[]	ſ] pages	<u>1-5</u>			as origina	lly filed/furnished
		[pages*	_		received by this Authority of	on	•
		[] pages*			received by this Authority of	on	
	[]	the	claims:					
	•	[]] pages				as origina	lly filed/furnished
		[]] pages*			as amended (togethe	er with any statemer	t) under Article 19
		[]] pages*	6-7 (Claims 1-	<u>-9)</u>	received by this Authority of	on <u>Mar-04-2</u>	<u>005</u>
		[]] pages*			received by this Authority of	on	
	[]	the	drawings:					
		[] pages	<u>1-3</u>			_	lly filed/furnished
] pages*			received by this Authority of		
		•	pages*	11		received by this Authority of		
	()	a se	equence listin	ig and/or any re	lated table(s) -	see Supplemental Box Relatir	ig to Sequence Listi	ng.
_	63/3	201		1 1 1	*			
3.	[X]	The		s have resulted	in the cancellat	on of:		1
		l J		ption, pages	1-3 (as filed)			
		[X] []		ngs, sheets/figs	1-3 (as filed)			
		1 1		nce listing <i>(spec</i>	oifu).			
		[]	-	s) related to seq		necify):		
		٠.	i mi) moio	s) related to org	author House (b)	,,,,,,		
4.	[]		the descript the claims the drawing the sequen	been considered ption, pages	I to go beyond t	the amendments annexed to he disclosure as filed, as indi-	_	
*	If item	1 4 aj	pplies, some	or all of those s	sheets may be m	arked "superseded."		

INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY

International application No. PCT/IB2004/002528

Box No. V	Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial
	applicability; citations and explanations supporting such statement

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1.	1. Statement					
	Novelty (N)	Claims	1-9	YES		
ĺ		Claims		NO		
	Inventive step (IS)	Claims	<u>1-9</u>	YES		
		Claims		NO		
	Industrial applicability (IA)	Claims	<u>1-9</u>	YES		
		Claims		NO		

2. Citations and explanations (Rule 70.7)

Reference is made to the following document:

D1: WO 90/11161 (Behler et al.) 04 October 1990

D1 disclosed an arrangement for laser lap welding of galvanized steel workpieces wherein at least one workpiece has indentations on one surface of the workpiece creating a recess when the two workpieces are juxtaposed with each other. The arrangement is designed so that the shaping is in the form of a straight knurl, a milling, or a series of indentations which can be produce by cold pressing, rolling, or stamping.

Novelty (N)

Claims 1-9 comply with PCT Article 33(2). The claims are consider to be new in view of the closest prior art, D1. D1 fails to teach the formation of a gap between the two workpieces by creating a raised region only on the first surface of the workpieces as claimed by claims 1-9.

Inventive Step (IS)

Claims 1-9 comply with PCT Article 33(3). The claims are considered to involved an inventive step since, having regard to the prior art, it is not obvious to a person skilled in the art at the releveant date.

Industrial Applicability (IA)

The subject matter of claims 1-9 is considered to be industrial applicable and thus fulfills the requirements of PCT Article 33(4).

INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY

International application No. PCT/IB2004/002528

Box No. VIII	Certair	observations or	the internation	al application

The following observations on the claims of the claims, description, and drawings or on the question whether the claims are fully supported by the description, are made:

- 1. The description does not comply with Rule 5.1 (ii) of the Regulations Under the PCT. The relevant background art, such as that cited here, must be discussed in the description to aid in the understanding, examining and searching of this application.
- 2. A statement in the description, such as found on page 1 which incorporates by reference any other document, does not comply with Article 5 of the PCT. The description should be complete in itself. A skilled person should be able to understand the specification without reference to any other document.